

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 03, 2004

DIVISION ONE

B172368 Claire Levine (Not for Publication)
 v.
 Barry Levine

The judgment is affirmed. Barry Levine is awarded his costs of appeal.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
 Mallano, J.

DIVISION THREE

B169088 Maria De La Paz Pulido et al. (Not for Publication)
 v.
 Triad Property Management et al.

The judgment is affirmed. Costs on appeal are awarded to defendants Triad Property Management, Jack R. White, and Janice Campagnolo.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

DIVISION THREE (Continued)

B167839 Wenata M.A. Kosmala et al. (Not for Publication)
v.
Makita USA, Inc., et al.

The judgment is affirmed. Costs on appeal are awarded to defendants.

Kitching, J.

We concur: Croskey, Acting P.J.
Aldrich, J.

B166924 Mark Bertram and Lisa Bertram (Not for Publication)
v.
Janelle Wantink etc.

The judgment is affirmed. Costs on appeal are awarded to plaintiffs Lisa Bertram and Mark Bertram.

Kitching, J.

We concur: Croskey, Acting P.J.
Aldrich, J.

DIVISION FOUR

B169390 People (Not for Publication)
v.
Contreras

The judgment is affirmed.

Epstein, P.J.

We concur: Hastings, J.
Curry, J.

DIVISION FIVE

B173210 CBSK Financial Group et al. (Not for Publication)
 v.
 Novastar Mortgage, Inc. et al.

The judgment is affirmed. Respondent(s) to recover costs.

Turner, P.J.

We concur: Grignon, J.
 Armstrong, J.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Johnson, J., Woods, J., Zelon, J. and Eva McClintock, Deputy Clerk.

Each of the following:

B167869 People v. Flores
B171235 People v. Rosales
B171476 People v. Velasquez
B171643 People v. Joshua E.
B172132 People v. Bailey
B175638 People v. LeMarcus F.
B169321 People v. Aegis Security
B173910 DCFS v. Natasha B.
B175627 DCFS v. Teresa M.

Argument waived, cause submitted.

B169341 People
 v.
 Milla

Merits:

Argued by Eric Larson for appellant and by Marc Kohm, Deputy Attorney General for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B175125 Los Angeles County, D.C.S.
 v.
 Teresa A.

Merits:
Argued by William Thetford, Deputy County Counsel for appellant and by
Konrad Lee for respondent. Cause submitted.

Court recessed at 9:32 a.m.

Court reconvened at 10:00 a.m.

Present: Perluss, P.J., Johnson, J., Woods, J. and Eva McClintock, Deputy Clerk.

B143430 Tutor-Saliba-Perini et al.
B158407 v.
 Los Angeles County MTA

Merits:
Argued by Frederic Cohen and Marilyn Klinger for appellants and by
David Casselman for respondent. Cause submitted.

Court recessed at 11:46 a.m.

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Johnson, J., Woods, J., Zelon, J. and Eva McClintock, Deputy Clerk.

B168731 People v. Anyway Bail Bonds

 Argument waived, cause submitted.

DIVISION SEVEN (Continued)

B171041 Superstein
v.
Cataldo et al.

Merits:
Argued by Joseph Lisoni for appellant and by Scot Sandoval for respondents. Cause submitted.

B163391 Herrera et al.
v.
Plotkin

Merits:
Argued by David Brand for appellants and by James Studer for respondent. Cause submitted.

B166923 Burdusis
v.
Rent-A-Center

Merits:
Argued by James Bohm for appellant and by Joel Krischer for respondent. Cause submitted.

B168003 Rodenbush et al.
v.
Bissell et al.

Merits:
Argued by Herbert Dodell for appellants and by Steven Fleischman for respondents. Cause submitted.

Court adjourned at 2:52 p.m.

DIVISION SEVEN (Continued)

B167836 Daidone
v.
Alchemy Glass & Light

Filed order denying petition for rehearing.

DIVISION EIGHT

B177019 Banales (Not for Publication)
v.
Superior Court, Los Angeles County

The petition is granted. Let a peremptory writ of mandate issue, directing the trial court to: (1) vacate its order of July 22, 2204, striking Banales's allegations requesting restitution, and instead (2) issue a new order denying the motion to strike those allegations. Banales is to recover his costs in this writ proceeding.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

B169859 Abbot (Not for Publication)
v.
Cunningham, et al

The judgment is reversed and the case is remanded to the superior court to calculate counsel's entitlement to attorney fees and costs in accordance with the views expressed in this opinion. The parties are to bear their own costs on appeal.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

DIVISION EIGHT (Continued)

B175136 Wisden (Certified for Publication)

v.

Superior Court, Los Angeles County

The petition for writ of mandate is granted. The respondent court is directed to vacate its order of August 29, 2003, which concluded that petitioner was not entitled to a jury trial on her fraudulent conveyance claim. Petitioner is entitled to her costs in this writ proceeding. (Cal. Rules of Court, rule 56.4.)

Boland, J.

We concur: Cooper, P.J.
 Rubin, J.

B167655 L.A. Foods, LLC, et al. (Not for Publication)

v.

Indel Foods Products, Inc., et al.

The judgment is affirmed. Respondent(s) to recover costs.

Rubin, J.

We concur: Cooper, P.J.
 Flier, J.

B167037 Westside Concrete Company, Inc.

v.

Dept. of Industrial Relations, et al.

Filed order denying petition for rehearing.

B167873 People

v.

Pena

Filed order denying petition for rehearing.